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12 Attorneys for Defendants
13 HITACHI, LTD., HITACHI DISPLAYS, LTD.,
14 HITACHI ELECTRONIC DEVICES (USA), INC.

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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO DIVISION)

STATE OF OREGON, *ex rel.* John Kroger,
Attorney General,

This Document Relates to Individual Case No.
3:10-cv-4346 SI

Plaintiffs,

Master File No. 3:07-md-1827

v.

MDL No. 1827

AU OPTRONICS CORPORATION, *et al.*,

**STIPULATION AND [PROPOSED] ORDER
REGARDING TIME TO RESPOND TO
AMENDED COMPLAINT**

Defendants.

1 WHEREAS plaintiff State of Oregon (“Oregon”) filed the above captioned lawsuit on
 2 August 10, 2010;

3 WHEREAS Oregon filed a first amended complaint on April 15, 2011 (“Amended
 4 Complaint”);

5 WHEREAS Defendants Hitachi Displays, Ltd., Hitachi Electronic Devices (USA), Inc.
 6 and Hitachi, Ltd. (collectively, the “Hitachi Defendants”) and Defendants Chi Mei Corporation,
 7 Chi Mei Innolux Corporation, CMO Japan Co., Ltd., and Chi Mei Optoelectronic USA, Inc.
 8 (collectively, the “Chi Mei Defendants”) jointly filed with other defendants a motion to dismiss
 9 Count III in its entirety and Count IV to the extent it seeks “disgorgement of profits” as a remedy
 10 on June 6, 2011;

11 WHEREAS the Court denied Defendants’ joint motion to dismiss Counts III and IV of the
 12 Amended Complaint on July 12, 2011;

13 WHEREAS all defendants, including the Hitachi Defendants and Chi Mei Defendants,
 14 entered into a stipulation with Oregon on July 21, 2011 that Defendants’ deadline to answer the
 15 Amended Complaint was August 12, 2011;

16 WHEREAS on July 21, 2011, the Court entered an order extending Defendants’ deadline
 17 to answer the Amended Complaint until August 12, 2011;

18 WHEREAS the Hitachi Defendants and Chi Mei Defendants entered into a stipulation
 19 with Oregon on August 11, 2011 that the Hitachi Defendants’ and Chi Mei Defendants’ deadline
 20 to answer the Amended Complaint is September 12, 2011;

21 WHEREAS on August 24, 2011, the Court entered an order extending the Hitachi
 22 Defendants’ and Chi Mei Defendants’ deadline to answer the Amended Complaint until
 23 September 12, 2011;

1 WHEREAS the Hitachi Defendants and Chi Mei Defendants entered into a stipulation
 2 with Oregon on September 9, 2011 that the Hitachi Defendants' and Chi Mei Defendants'
 3 deadline to answer the Amended Complaint is September 26, 2011;

4 WHEREAS on September 13, 2011, the Court entered an order extending the Hitachi
 5 Defendants' and Chi Mei Defendants' deadline to answer the Amended Complaint until
 6 September 26, 2011;

7 WHEREAS the Hitachi Defendants and Chi Mei Defendants entered into a stipulation
 8 with Oregon on September 23, 2011 that the Hitachi Defendants' and Chi Mei Defendants'
 9 deadline to answer the Amended Complaint is November 4, 2011;

10 WHEREAS on September 28, 2011, the Court entered an order extending the Hitachi
 11 Defendants' and Chi Mei Defendants' deadline to answer the Amended Complaint until
 12 November 4, 2011;

13 WHEREAS extending the Hitachi Defendants' and Chi Mei Defendants' time to respond
 14 to the Amended Complaint will not alter the date of any other event or deadline already fixed by
 15 the Court;

16 NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED by and among the
 17 undersigned counsel, on behalf of their respective clients, Oregon, on the one hand, and the
 18 Hitachi Defendants and Chi Mei Defendants on the other hand, as follows:

19 Hitachi Defendants and Chi Mei Defendants will have until December 9, 2011 to
 20 answer Oregon's Amended Complaint.

1 Dated: November 3, 2011

2 HAGLUND KELLEY HORNGREN JONES & WILDER
3 LLP

4 /s/ Michael K. Kelley

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30 Ltd., and Hitachi Electronic Devices (USA), Inc.*

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3 /s/ Harrison J. Frahn IV
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13 Chimei Innolux Corporation, Chi Mei Optoelectronics USA,
14 Inc., and CMO Japan Co., Ltd.*

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1 **FILER'S ATTESTATION**

2 I, Kent M. Roger, am the ECF user whose identification and password are being used to file
3 this Stipulation and [Proposed] Order. In compliance with General Order 45.X.B, I hereby
4 attest that Michael M. Kelley and Harrison J. Frahn IV concur in this filing.

5 /s/ Kent M. Roger

6 Kent M. Roger

7 *Attorneys for Defendants Hitachi, Ltd., Hitachi Displays,
8 Ltd., and Hitachi Electronic Devices (USA), Inc.*

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1 **[PROPOSED] ORDER**
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Pursuant to the parties' stipulation set forth above and pursuant to Rule 6-1(a) of the Civil
Local Rules, IT IS SO ORDERED.

Dated: November 4, 2011

6
7 By Susan Illston
8 HON. SUSAN ILLSTON
9 UNITED STATES DISTRICT JUDGE
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